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Attorneys for Defendants  
JACKSON HEWITT INC. and TAX SERVICES OF AMERICA, INC.

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

PIERRE BRAILSFORD and KEVIN	)	Case No.: C 06-00700 CW
GILMORE, individually and on behalf of all	)	
others similarly situated.	)	CLASS ACTION
	)	
Plaintiffs,	)	<b>AMENDED STIPULATION AND</b>
	)	<b><del>[PROPOSED]</del> ORDER FURTHER</b>
vs.	)	<b>CONTINUING DISCOVERY, BRIEFING</b>
	)	<b>AND HEARING DATES RELATED TO</b>
JACKSON HEWITT INC.; TAX SERVICES	)	<b>MOTION FOR CLASS CERTIFICATION</b>
OF AMERICA, INC.; DOES 1 through 100,	)	<b>AND DATE FOR JOINING ADDITIONAL</b>
	)	<b>PARTIES</b>
Defendants.	)	
	)	
	)	

1           The Parties have served each other with written discovery and noticed depositions in  
2 order to prepare for the currently scheduled class certification motion. The Parties  
3 participated in a mediation before the Hon. Edward Infante (Ret.) on November 15, 2006. At  
4 that mediation, the parties agreed to a settlement in principle, and are in the process of  
5 reducing that agreement to text. After consideration and discussion, the Parties have agreed  
6 that it would be in their interests to focus their attention and efforts on finalizing this  
7 agreement instead of proceeding with the scheduled discovery, briefing and hearing dates.

8           Accordingly, it is hereby stipulated by the Parties, through their respective counsel, as  
9 follows:

10           1.       The previously noticed depositions shall, if necessary, be renoticed for  
11 mutually acceptable dates after January 30, 2007.

12           2.       The deadline for plaintiffs to respond to defendants' requests for production of  
13 documents and interrogatories shall be continued from December 29, 2006 to February 15,  
14 2007.

15           3.       The deadline for defendants to produce documents in response to plaintiffs'  
16 requests for production of documents shall be continued to February 5, 2007.

17           4.       The deadline for plaintiffs to file their motion for class certification shall be  
18 continued to March 2, 2007.

19           5.       The deadline to add additional parties shall be continued from January 12, 2007  
20 to March 2, 2007.

21           6.       The deadline for defendants to file their opposition to plaintiffs' motion for  
22 class certification shall be continued to March 23, 2007.

23           7.       The deadline for plaintiffs to file their reply in support of plaintiff's motion for  
24 class certification shall be continued to March 30, 2007.

25           8.       The hearing on plaintiffs' motion for class certification shall be continued from  
26 February 23, 2007 at 10:00 a.m. to April 13, 2007 at 10:00 a.m.

27           9.       The Case Management Conference in this matter shall be rescheduled from  
28 April 27, 2007 at 1:30 p.m. to June 8, 2007 at 1:30 p.m.

1 Dated: December 19, 2006

CHAVEZ & GERTLER LLP

2 RODDY KLEIN & RYAN

3 RONALD FREDERICK & ASSOCIATES CO., L.P.A.

4 BAILEY & GLASSER, LLP

5  
6 By: 

Mark A. Chavez

7  
8 Attorneys for Plaintiffs

PIERRE BRAILSFORD and KEVIN GILMORE

9  
10  
11 Dated: December 19, 2006

Respectfully submitted,

12 SKADDEN, ARPS, SLATE,  
13 MEAGHER & FLOM LLP

14  
15 By: \_\_\_\_\_

Benjamin B. Klubes

16  
17 Attorneys for Defendants

18 JACKSON HEWITT INC. and TAX SERVICES OF  
19 AMERICA, INC.

20  
21  
22 IT IS SO ORDERED.

23  
24 Dated: \_\_\_\_\_, 2006

\_\_\_\_\_  
25 The Honorable Claudia Wilken  
26 UNITED STATES DISTRICT COURT JUDGE  
27  
28

1 Dated: December 19, 2006

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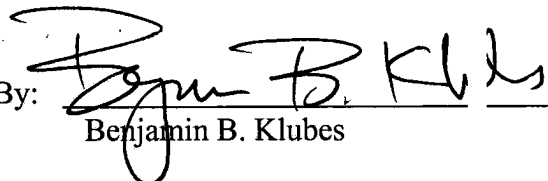
5  
6 By: \_\_\_\_\_  
Mark A. Chavez

7  
8 Attorneys for Plaintiffs  
PIERRE BRAILSFORD and KEVIN GILMORE

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11 Dated: December 19, 2006

Respectfully submitted,

12 SKADDEN, ARPS, SLATE,  
13 MEAGHER & FLOM LLP

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15 Benjamin B. Klubes

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17 Attorneys for Defendants  
JACKSON HEWITT INC. and TAX SERVICES OF  
18 AMERICA, INC.

19  
20  
21  
22 IT IS SO ORDERED.



23  
24 Dated: 12/22, 2006

25 \_\_\_\_\_  
The Honorable Claudia Wilke  
26 UNITED STATES DISTRICT COURT JUDGE